

Atty. Docket No. 569.013

REMARKS

In the Office Action dated April 29, 2005, pending Claims 1-37 were rejected and the rejection made final. In response Applicants have filed herewith an Amendment After Final and have amended independent Claims 1, 13, 25, and 37. Applicant intends no change in the scope of the claims by the changes made by this amendment. It should be noted these amendments are not in acquiescence of the Office's position on allowability of the claims, but merely to expedite prosecution.

Claims 1, 13, 14, 25, and 37 stand rejected under 35 U.S.C. 102(b) as being anticipated by Kuban et al. (hereinafter "Kuban"). Claims 3-12, 15-24, and 26-36 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Kuban in view of Crawford, Jr. (hereinafter "Crawford"). Reconsideration and withdrawal of these rejections is respectfully requested.

The present invention broadly contemplates a method whereby hospital room information is visually displayed, thereby aiding hospital staff in comprehending the hospital bed information. (Page 4, lines 1-3) In accordance with at least one presently preferred embodiment, the present invention utilizes the capabilities of a computer to graphically display selected information in a manner which conveys the information to hospital staff in a form which aids in comprehension of the information. (Page 3, lines 11-14) Specifically, the information is preferably conveyed for multiple patient units through the use of matrix type format. A cell is used to represent each room in patient units being displayed. (Page 3, lines 14-16) Components of the cell indicate key

Atty. Docket No. 569.013

considerations for every bed control or admitting department. Additional information may also be displayed by clicking a component of a cell. (Page 3, lines 16-18)

As presently best understood, Kuban appears to be directed to a method and apparatus for room status, for timekeeping and for wakeup communication. (Column 1, lines 25-26) Status information appears to be sent to a "system manager location" at which room status information "can be tabulated and displayed for all the rooms in the hotel." (Column 4, lines 30-36) This information is presented via a display screen in which data is inputted using a keypad with predetermined key configurations. (Column 11, lines 1-26)

Claim 1 has been rewritten to recite, *inter alia*, an arrangement for producing a cell for being viewed on said display, said cell conveying information regarding a room, **wherein said information is conveyed using pre-set and user-defined attributes that comprise pre-set and user-defined attribute values.** (emphasis added) Similar language appears in all of the independent claims.

It is respectfully submitted that Kuban clearly falls short of present invention (as defined by the independent claims) in that, *inter alia*, there is no teaching or suggestion in Kuban to convey room information using both pre-set and user-defined attributes that comprise attribute values that can be pre-set and user-defined. Accordingly, Applicants respectfully submit that the applied art does not anticipate the present invention because, at the very least, "[a]nticipation requires the disclosure in a single prior art reference of each element of the claim under construction." *W.L. Gore & Associates, Inc. v. Garlock*,

Atty. Docket No. 569,013

721 F.2d 1540, 1554 (Fed. Cir. 1983); *see also In re Marshall*, 198 U.S.P.Q. 344, 346 (C.C.P.A. 1978).

The Office also rejected certain claims under 35 U.S.C. 103(a) over Kuban in combination with Crawford. As best understood, Crawford appears to be directed towards a centralized system that monitors six vital signs for each bed/patient as well as room information. Crawford appears to employ a central server with "dumb" monitors to reduce the cost of the system. (Column 7, lines 40-68) However, there is no teaching or suggestion in Crawford to convey room information using both pre-set and user-defined attributes that comprise pre-set and user-defined attribute values. Thus, Crawford does not overcome the deficiencies of Kuban, nor would the combination of Crawford and Cuban realize the instant invention.

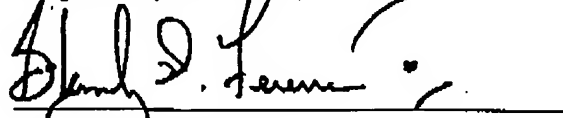
In view of the foregoing, it is respectfully submitted that Claims 1, 13, 25, and 37 fully distinguish over the applied art and are thus in condition for allowance. By virtue of dependence from what are believed to be allowable independent Claims 1, 13, and 25, it is respectfully submitted that Claims 2-12, 15-24, and 26-36 are also presently allowable.

The "prior art of record" has been reviewed. Applicant acknowledges that such prior art was not deemed by the Office to be sufficiently relevant as to have been applied against the claims of the instant application. To the extent that the Office may apply such prior art against the claims in the future, Applicant will be fully prepared to respond thereto.

Atty. Docket No. 569.013

In summary, it is respectfully submitted that the instant application, including Claims 1-37, is presently in condition for allowance. Notice to the effect is hereby earnestly solicited.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Stanley D. Ference III", written over a horizontal line.

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